

REMARKS/ARGUMENTS

The title has been amended to more clearly reflect the subject matter of the present invention. New Claims 18 through 24 have been added. No new matter has been added.

The Office Action mailed May 18, 2004, has been received and reviewed. Claims 1 through 17 are currently pending in the application. Claims 1 through 7 have been canceled herein without prejudice or disclaimer. Claim 8 is objected to as being dependent upon a rejected base claim. Claims 9 through 17 stand rejected. Applicant has amended claim 8, and respectfully requests reconsideration of the application as amended herein.

Information Disclosure Statement(s)

Applicant notes the filing of an Information Disclosure Statement herein on July 3, 2003, and the mailing of a Supplemental Information Disclosure Statement herein on May 10, 2004, and notes that no copies of the PTO-1449s and/or PTO/SB/08 were returned with the outstanding Office Action. Applicant respectfully requests that the information cited on the PTO-1449s be made of record herein and that an initialed copy of the Forms PTO-1449 and/or PTO/SB08 evidencing such consideration be returned to the undersigned attorney.

Preliminary Amendment

Applicant's undersigned attorney notes the filing herein of a Preliminary Amendment on October 9, 2003, which filing was not acknowledged in the outstanding Office Action. Should the Preliminary Amendment have failed for some reason to have been entered in the Office file, Applicant's undersigned attorney will be happy to have a true copy thereof hand-delivered to the Examiner.

Objection to the Drawings

The drawings have been objected to under 37 CFR 1.83(a). The Office asserts that transparent substrate and the secondary substrate must be shown together or the features

cancelled from the claims. Applicant respectfully submits that the drawings, in their present form, do in fact show the features identified by the Office. Specifically, FIG. 7 illustrates an image sensor package 42 wherein a secondary substrate 44 is secured to second surface 22 of a transparent substrate 18. FIG. 8 is a plan view of secondary substrate 44. FIGS. 9 and 13 are flow charts showing exemplary methods of fabricating image sensor package embodiments according to the present invention, both of which illustrate the step of securing the secondary substrate to the transparent substrate.

In view thereof, Applicant respectfully submits that the drawings as originally presented clearly illustrate the relationship of the claimed transparent substrate and secondary substrate. Accordingly, Applicant submits that the drawings are in compliance with the requirements of 37 CFR 1.83(a), and respectfully requests that the present objection be withdrawn.

35 U.S.C. § 101 Double Patenting Rejection

Claims 1 through 7 stand rejected under 35 U.S.C. § 101 as claiming the same invention as that of claims 1 through 5, 7, and 8 of copending U.S. Patent Application No. 10/230/654. Applicant respectfully traverses this rejection, as hereinafter set forth.

Applicant has cancelled claims 1 through 7 without prejudice or disclaimer, and requests the provisional double patenting rejection under 35 U.S.C. § 101 be withdrawn as moot.

35 U.S.C. § 112 Claim Rejections

Claims 9 through 17 stand rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Applicant respectfully traverses this rejection, as hereinafter set forth.

The Office has indicated that it is unclear and confusing how the transparent substrate and the secondary substrate are related to each other. Independent claim 9 clearly recites that a first surface of a secondary substrate is secured to a surface of a transparent substrate. In this regard, the specification of the above referenced application provides several examples of how the

transparent substrate and the secondary substrate may be related to each other. For example, as discussed above with respect to the objection to the drawings, FIG. 7 illustrates an image sensor package 42 wherein a secondary substrate 44 is secured to second surface 22 of a transparent substrate 18. FIG. 8 is a plan view of secondary substrate 44. FIGS. 9 and 13 are flow charts showing exemplary methods of fabricating image sensor package embodiments according to the present invention, both of which illustrate the act of securing the secondary substrate to the transparent substrate.

Furthermore, the specification provides a detailed description of the structural features of the claimed transparent substrate and the secondary substrate, as well as how the two are secured together. See Specification at paragraphs [0040], [0042], [0044], and [0046]. As such, the claim terminology is set forth in the specification with the required degree of certainty and particularity such that the scope of the claimed subject matter may be determined by one of ordinary skill in the art.

In view thereof, Applicant submits that claims 9 through 17 particularly point out and distinctly claim the subject matter of the present invention, and respectfully requests the present rejection be withdrawn.

Objection to Claim 8

Claim 8 stands objected to as being dependent upon a rejected base claim. Applicant has amended claim 8 into independent form to include all of the limitations of prior claim 1 and, therefore, respectfully submits that claim 8 is allowable.

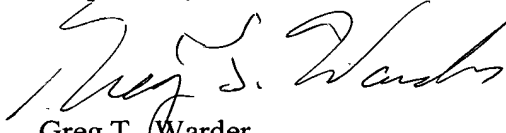
ENTRY OF AMENDMENTS AND NEW CLAIMS

The amendment to claim 8 above and new claims 18 through 24 should be entered by the Examiner because the amendment and new claims are supported by the as-filed specification and drawings and do not add any new matter to the application.

CONCLUSION

Claims 8 through 24 are believed to be in condition for allowance, and an early notice thereof is respectfully solicited. Should the Examiner determine that additional issues remain which might be resolved by a telephone conference, he is respectfully invited to contact Applicant's undersigned attorney.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Greg T. Warder", is written over the typed name.

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Date: July 20, 2004
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Document in ProLaw